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TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
112701-593

8W 1651

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Application Of: Bortlik et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/057,660	January 25, 2002	R. Davis	29157	1651	4348

Title:

PRIMARY COMPOSITION CONTAINING A LIPOPHILIC BIOACTIVE COMPOUND

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Change of Correspondence Address (1 page) (duplicate);
Power of Attorney to Prosecute Applications Before the USPTO (1 page) (duplicate);
Statement Under 37 CFR 3.73(b) (1 page) (duplicate); and
Return Receipt Postcard

in the above identified application.

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

[Signature]
Signature

Robert M. Barrett (30,142)
Bell, Boyd & Lloyd LLC
P.O. Box 1135
Chicago, IL 60690-1135

Dated: March 3, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

March 3, 2005

(Date)

[Signature]
Signature of Person Mailing Correspondence

Heather Foster

Typed or Printed Name of Person Mailing Correspondence

CC:



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Nestec S.A.

Application No./Patent No.: 10/057,660

Filed/Issue Date: January 25, 2002

Entitled:

PRIMARY COMPOSITION CONTAINING A LIOPHILIC BIOACTIVE COMPOUND

Nestec S.A., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or

2. an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012823, Frame 0530, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The document was recorded in the United States Patent and Trademark Office at
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Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document (s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

March 3, 2005

Signature

Signature

Robert M. Barrett

Printed or Typed Name

Date

312-807-4204

Telephone number

Attorney of Record

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETE D FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Bell & Boyd

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I hereby appoint:

Practitioners associated with the Customer Number:

29157

OR

Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

Nestec S.A.
Avenue Nestlé 55
CH-1800 Vevey
Switzerland

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

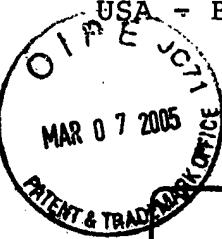
SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	NELSON Paula		
Signature	Vale Nelson	Date	12 JAN. 2005
Title	Vice President	Telephone	

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PTO/SB/80 (12-03)

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Name	Registration Number

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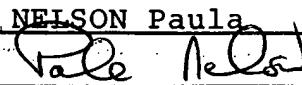
Assignee Name and Address:

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Avenue Nestlé 55
CH-1800 Vevey
Switzerland

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SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	NELSON Paula		
Signature		Date	12 JAN. 2005
Title	Vice President	Telephone	

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Application

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Alexandria, VA 22313-1450

Application Number	10/057,660
Filing Date	January 25, 2002
First Named Inventor	Bortlik et al.
Art Unit	1651
Examiner Name	R. Davis
Attorney Docket Number	112701-593

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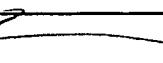
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I am the :

- Applicant/Inventor.
- Assignee of record of the entire interest.
- Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- Attorney or Agent of record. Registration Number 30,142
- Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed
Name **Robert M. Barrett**

Signature 

Date **March 3, 2005** Telephone **312-807-4204**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.